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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

SAMUEL JAY MILES,

Defendant.

CASE NO. 1:22-CR-00056-JLT-SKO

STIPULATION VACATING STATUS
CONFERENCE AND SETTING CHANGE OF
PLEA HEARING; ORDER

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for Status Conference on September 6, 2023.
2. By this stipulation, defendant now moves to vacate the status conference on September 6, 2023, and set a change of plea hearing on September 18, 2023, and to exclude time between September 6, 2023, and September 18, 2023, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes reports, photographs, videos, and criminal history. All of this discovery has been produced directly to counsel and/or made available for inspection.
 - b) Counsel for defendant desires additional time to finalize the plea documents prior

1 to the hearing.

2 c) Counsel for defendant believes that failure to grant the above-requested
3 continuance would deny him the reasonable time necessary for effective preparation, taking into
4 account the exercise of due diligence.

5 d) The government does not object to the continuance.

6 e) Based on the above-stated findings, the ends of justice served by continuing the
7 case as requested outweigh the interest of the public and the defendant in a trial within the
8 original date prescribed by the Speedy Trial Act.

9 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
10 et seq., within which trial must commence, the time period of September 6, 2023 to September
11 18, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
12 Code T4] because it results from a continuance granted by the Court at defendant's request on
13 the basis of the Court's finding that the ends of justice served by taking such action outweigh the
14 best interest of the public and the defendant in a speedy trial.

15 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
16 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
17 must commence.

18 IT IS SO STIPULATED.

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21 Dated: August 28, 2023

PHILLIP A. TALBERT
United States Attorney

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23 /s/ ANTONIO J. PATACA
ANTONIO J. PATACA
Assistant United States Attorney

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26 Dated: August 28, 2023

/s/ JEREMY M. DOBBINS
JEREMY M. DOBBINS
Counsel for Defendant
SAMUEL JAY MILES

ORDER

IT IS SO ORDERED.

DATED: 9/1/2023

Sheila K. Oberto

THE HONORABLE SHEILA K. OBERO
UNITED STATES MAGISTRATE JUDGE